

**Order 91-30A**

**National council on compensation insurance ("NCCI") advisory filing -- revisions in existing logging and lumbering classification (code 2702)**

August 20, 1991

NOW, on this the 20th day of August, 1991, this matter comes on before the Commissioner of Insurance, sua sponte, for reconsideration and modification of that certain Order No. 91-30 heretofore entered by him on August 2, 1991 and which said Order eliminated the use of "upset payroll" factors in connection with Code 2702 -- Logging and Lumbering, and which Order, further, reduced the Manual Rate for that Code from \$64.24 per one hundred dollars of payroll to \$29.25 per one hundred dollars.

Based upon the evidence adduced at the hearing heretofore held in this matter on July 10, 1991, and after further consideration thereof, the Commissioner of Insurance has determined to amend and modify said Order, but solely with respect to one aspect thereof; accordingly the Commissioner FINDS AS FOLLOWS:

1. The Commissioner retains jurisdiction over the parties to this cause and over the subject matter of Order No. 91-30, the same having been entered but on August 2, 1991 and not yet being final.
2. That upon reconsideration, the Commissioner has determined that for purposes of both equity to the employers and for ease of administration, Paragraphs 5 and 6 on Page 14 of said Order relating to: (i) a two-year transition program for modification of rates charged to insureds who had been paying premiums upon "upset payroll" factors; and (ii) the implementation and effective date of the new advisory Manual Rate for insureds who had been paying at the \$64.24 advisory rate, must both be amended.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED AS FOLLOWS:

1. That Paragraphs 5 and 6 of the mandate of the Commissioner appearing on Page 14 of the Order of August 2, 1991, be and they hereby are DELETED; and, further, that in lieu and in the stead thereof, the following Paragraphs 5 and 6 shall constitute the Order of the Commissioner, viz: {Footnote 1}

\* \* \*

2. That except insofar as hereinabove set forth and expressly modified, each and every other aspect of Order No. 91-30 be and it hereby is RATIFIED AND CONFIRMED IN ALL RESPECTS.

Lee Douglass

Insurance Commissioner

{Footnote 1} Not reproduced. See the concluding numbered paragraphs 5 and 6 of Order 91-30, immediately preceding, for substituted text.

---